

**MINUTES OF THE
SENATE JUDICIAL CONFIRMATION COMMITTEE**
Wednesday, December 8, 2010 – 12:00 p.m. – Room 450 State Capitol

Members Present:

Sen. Scott K. Jenkins, Chair
Sen. Lyle W. Hillyard
Sen. Jon J. Greiner
Sen. Karen Mayne
Pres. Michael G. Waddoups

Staff Present:

Ms. Esther D. Chelsea-McCarty, Associate General Counsel
Mr. Jerry D. Howe, Policy Analyst
Ms. Amanda K. Majers, Legislative Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at www.le.utah.gov.

1. Committee Business

Chair Jenkins called the meeting to order at 12:09 p.m.

MOTION: Sen. Greiner moved to close the meeting for the purpose of discussing the character, professional competence, or physical or mental health of the judicial candidate. The motion passed unanimously.

MOTION: Sen. Greiner moved to open the meeting. The motion passed unanimously.

2. Interview of Ms. Julie Lund

The Committee introduced themselves to the candidate, Ms. Julie Lund, and the audience. Ms. Lund introduced her family, friends, and colleagues. She was placed under oath by Mr. Howe. Ms. Lund provided a personal and professional background statement to the Committee.

Ms. Lund answered questions from the Committee concerning termination of parental jurisprudence; solving the problem of delay in the judicial process; expressing changes needed in legal processes to legislators; living in Utah; real estate debt; ramifications of removing a child from the home; living in a digital age where actions are permanently recorded; making fair decisions; the Children's Justice Center; direct filing of juveniles into the adult system; sympathetic nature of rehabilitation of juvenile delinquents; using alternative sentencing for juveniles; appellate review; mental health and drug courts as they relate to juveniles; and motivation to become a judge. She also discussed the following topics: alcohol use among minors; paternity rights; removal of children from the home to receive treatment for drug use; parental responsibility in dealing with underage drinking; ability to implement the law based on legislative intent; "not a drop law" and whether judges should have discretion in sentencing; and judicial activism.

President Waddoups asked if Ms. Lund had ever engaged in conduct that would, if it were publically known, be an embarrassment to the state and the judiciary or would be a reason to disqualify her to serve in the judiciary. She answered there is not.

MOTION: Sen. Hillyard moved to favorably recommend to the full Senate that Ms. Julie Lund be confirmed as a judge on the Third District Juvenile Court. The motion passed unanimously.

3. Other Items / Adjourn

MOTION: Sen. Hillyard moved to adjourn the meeting. The motion passed unanimously.

Chair Jenkins adjourned the meeting at 1:43 p.m.